

AMENDED IN ASSEMBLY APRIL 22, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 1693

**Introduced by Assembly Member Wolk
(Principal coauthor: Assembly Member Cox)**

February 21, 2003

An act to add and repeal Division 4.8 (commencing with Section 4950) of the Welfare and Institutions Code, relating to public social services.

LEGISLATIVE COUNSEL'S DIGEST

AB 1693, as amended, Wolk. Developmental services: ~~central~~ *joint* services pilot program.

Under existing law, the State Department of Developmental Services and the State Department of Mental Health separately provide *provides* a range of services to clients with developmental disabilities and mental health needs. Under existing law, these departments provide services both on a residential basis, such as in state developmental centers, and in various community settings.

This bill would require the ~~State Department of Developmental Services~~ *department* to conduct a pilot program, until January 1, 2009, to provide residential and outpatient services to eligible clients. ~~The bill would authorize the participation in the pilot program of the State Department of Mental Health if that department chooses to participate, based on specified circumstances. The bill, and~~ would authorize the State Department of Developmental Services *department* to exchange developmental center property for real property of equal value in one

or more locations in the state in the event that the developmental center is scheduled for closure.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) It is the intent of the Legislature in enacting
2 this act to create a five-year pilot program within the State
3 Department of Developmental Services that will change the living
4 arrangements for consumers with the most severe or difficult
5 disabilities and who presently live in state developmental centers.
6 It is anticipated that the pilot project will qualify for federal funds
7 made available through the New Freedom Initiative.
8 ~~(b) It is the intent of the Legislature that the State Department~~
9 ~~of Mental Health may elect to participate in the pilot program~~
10 ~~established pursuant to this act if it determines that the program~~
11 ~~concepts meet the reporting requirements of Senate Bill 1911 of~~
12 ~~the 2001-02 Regular Session (Chapter 887 of the Statutes of~~
13 ~~2002).~~
14 ~~(c)~~
15 (b) It is the intent of the Legislature that this act provide for all
16 of the following:
17 (1) In the event a developmental center is scheduled to be
18 closed, the State Department of Developmental Services will
19 provide new living arrangements for the three classes of residents
20 that are most difficult to place into community programs. The
21 three classes include adults, children, and adolescents who are
22 severely developmentally disabled and medically fragile, those
23 who have severe behavioral problems, and those with a dual
24 diagnosis of both developmental disability and mental illness.
25 (2) For the three specified classes, the department will provide
26 small homelike settings, owned by the state and staffed by state
27 employees. This arrangement will also be available to individuals
28 with similar needs who are living at home or in other community
29 residential settings.
30 (3) The pilot program will provide a central hub of services for
31 consumers living in state-owned, state-operated facilities. The hub
32 will provide various services, such as medical, dental, educational,
33 social, rehabilitation, assistive equipment, nutritional, and

1 pharmacy services. On a fee-for-service basis, these services shall
2 be available to consumers living in the community or in their own
3 homes.

4 (4) The department will be permitted to exchange state surplus
5 property with other agencies, public or private, for fair market
6 value. A developmental center's property shall become surplus
7 only after a final decision to close the developmental center is
8 made. It is the intent of the Legislature that a portion of the
9 property of the developmental center being closed shall be used to
10 establish the central service hub and residential facilities.

11 (5) If more funds are needed for the pilot program, it will be
12 appropriate for the department to request issuance of revenue
13 bonds and use of Medi-Cal funds to pay the bond debt, to the extent
14 permitted by law.

15 SEC. 2. Division 4.8 (commencing with Section 4950) is
16 added to the Welfare and Institutions Code, to read:

17
18 DIVISION 4.8. JOINT SERVICES PILOT PROGRAM
19

20 4950. (a) The State Department of Developmental Services
21 shall conduct a pilot program to provide residential and outpatient
22 services. The residential services shall be provided to consumers
23 who meet the requirements of subdivision (c). ~~The State~~
24 ~~Department of Mental Health may participate in the pilot program~~
25 ~~if that department determines that the concept will meet its needs~~
26 ~~pursuant to Senate Bill 1911 of the 2001-02 Regular Session~~
27 ~~(Chapter 887 of the Statutes of 2002).~~

28 (b) (1) The program and its facilities shall be staffed and
29 administered by state employees. The program shall be based at a
30 central services hub, the location of which shall be determined by
31 the department.

32 (2) The pilot program shall establish the central services hub
33 for consumers living in state-owned, state-operated facilities that
34 will provide services including, but not limited to, medical, dental,
35 education, social, rehabilitation, assistive equipment, nutritional,
36 and pharmacy services.

37 (3) The program shall provide residential services at the central
38 services hub or in state-owned, state-operated residences
39 established in close proximity to the central services hub for
40 purposes of the pilot program. The program shall provide

1 outpatient services to eligible members of the community residing
2 in non-state-operated residences, including, but not limited to,
3 group homes, supported living arrangements, or the client's own
4 home.

5 (c) The following individuals shall be eligible for services
6 under the pilot program:

7 (1) Adults, children, and adolescents with severe
8 developmental disabilities who have a significant need for medical
9 and nursing care.

10 (2) Adults, children, and adolescents with severe behavioral
11 problems.

12 (3) Adults, children, and adolescents with a dual diagnosis of
13 developmental disability and mental illness.

14 4952. (a) Notwithstanding any other provision of law, in the
15 event that a state developmental center is scheduled for closure, the
16 State Department of Developmental Services shall have the
17 authority to exchange the developmental center property for real
18 property of equal value in one or more locations in the state. The
19 exchange may be made with any public or private entity with an
20 interest in acquiring all or part of the developmental center
21 property.

22 (b) Property received by the State Department of
23 Developmental Services pursuant to this section shall include
24 sufficient structures to provide both outpatient services and
25 residential facilities for clients of the developmental center that has
26 been scheduled for closure.

27 (c) Any contract for the exchange of property pursuant to this
28 section shall be finalized prior to the closure of the developmental
29 center.

30 4954. This division shall remain in effect only until January
31 1, 2009, and as of that date is repealed, unless a later enacted
32 statute, that is enacted before January 1, 2009, deletes or extends
33 that date.

